



PATENT APPLICATION  
Mo-6438  
LeA 34,675

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICATION OF )  
THOMAS ECKEL ET AL ) GROUP NO.: 1714  
)  
SERIAL NUMBER: 09/911,268 ) EXAMINER: TAE H. YOON  
)  
FILED: JULY 23, 2001 )  
)  
TITLE: FLAME-RESISTANT )  
POLYCARBONATE )  
COMPOSITIONS )  
)

**PETITION TO EXPUNGE UNDER 37 C.F.R. § 1.59**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The present petition is being filed for purposes of seeking expungement of a certain paper in the file of the above-identified application. Petitioners hereby authorize the fees necessary for this filing under 37 C.F.R. § 1.17(g) in the amount of \$200.00 be deducted from depository account number 13-3848.

**Remarks** begin on page 2 of this paper.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an enveloped addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 January 30, 2006

Date

James R. Franks - Reg. No. 42,552

Name of applicant, assignee or Registered Representative



Signature

January 30, 2006

Date

02/02/2006 CCHAU1 00000085 133848 09911268  
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**REMARKS**

Petitioners respectfully request expungement of the following paper from the file of the above-identified application: Appeal Brief dated January 10, 2006. The Appeal Brief dated January 10, 2006 is neither related nor material to the present application.

The following chronological explanation is provided for purposes of establishing the need to expunge the identified paper from the file of the present application.

- (1) The Examiner in the present application (Examiner Yoon) issued a final office action dated June 8, 2004.
- (2) Appellants filed an Appeal Brief dated January 31, 2005 in the present application in response to the final office action dated June 8, 2004.
- (3) In response to the Appeal Brief dated January 31, 2005, Examiner Yoon issued an Examiner's Answer dated May 16, 2005.
- (4) Appellants in the present case chose not to file a Reply Brief relative to the Examiner's Answer dated May 16, 2005.
- (5) An Appeal Brief dated January 10, 2006, that was meant to be filed in U.S. Patent Application Serial No. 10/295,315, was mistakenly filed in the present application by Attorney Lyndanne Whalen (registration number 29,457). The cover sheet for the Appeal Brief dated January 10, 2006, incorrectly recited the serial number of the present application (i.e., 09/911,268).

For reference, Patent Application Serial No. 10/295,315 is under the charge of Examiner Cooney. Attorney Whalen has subsequently properly filed her Appeal Brief in U.S. Patent Application Serial No. 10/295,315, and Examiner Cooney is aware of this.

In light of the authorization to pay the fee under 37 C.F.R. § 1.17(g), and the remarks provided herein, the requirements of 37 C.F.R. § 1.59 are deemed to have been met by petitioners. Expungement of the identified paper from the file of the present application in accordance with this petition is respectfully requested.

Respectfully submitted,

By   
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